

**New Hampshire Racing & Charitable Gaming Commission**  
**Commission Meeting**  
**Concord Office**  
**January 27, 2010**  
**10-02**

Present: Timothy J. Connors, Chairman  
Warren W. Leary Jr., Secretary  
Michael J. Gatsas, Member  
Lynn M. Presby, Member  
Bernard A. Streeter, Member  
Anthony B. Urban, Member  
Paul M. Kelley, Director  
Sudhir K. Naik, Deputy Director  
Steve Johnston, Supervisor Gaming Operations  
Billie Jean Arseneault, Gaming/Licensing Supervisor  
William Dewhurst, Sr. Auditor  
Linda Glaser, Auditor  
Charles Saia, Legal Coordinator  
Linda Darrow, Administrative Secretary

In Attendance: Rick Newman, Ed Callahan, Marlin Torguson, Karen Keelan, George Roberts, Harold Houle and others.

The Chairman called the meeting to order at 11:00 a.m.

Chairman Connors called for the scheduled hearing to begin.

**Mr. Harold Houle Hearing**

The Chairman opened the appeal hearing requested by Mr. Harold Houle relative to being denied a Secondary Game Operator License. The Chairman swore in those who were to testify. Testimony was received from:

Mr. Harold Houle  
Ms Billie Jean Arseneault-Gaming/Licensing Supervisor

The Chairman asked if anyone else had any testimony or evidence to offer. There was none. The Chairman closed the hearing at 11:15 a.m. (At 12:55 p.m., the Commissioners decided to take the appeal "under advisement" and requested the following documentation from Mr. Houle: Court Certified Copy of Manchester District Court, Docket #09-4707 and State Certified Copy of his DMV Driving History. These documents are to be received by the Commission no later than February 12<sup>th</sup> for further review).

With the hearing closed, the Chairman moved forward to the other items on the agenda.

On a motion by Commissioner Streeter, seconded by Commissioner Urban and unanimously voted to approve and place on file the Commission minutes dated January 13, 2010.

The Racing & Charitable Gaming statistics for the fiscal period ending January 18, 2010 were reviewed. Director Kelley stated that with Hinsdale removed from the statistics, the downward trend in revenue is not as severe. Hinsdale and Rochester Fair will be removed from the statistics beginning in February. Also to be

removed are the live greyhound statistics for Seabrook and Belmont.

The Games of Chance warning letters spreadsheet was reviewed. Deputy Director Naik stated that of the 16 warnings issued, all had responded favorably except two. These two remaining responses were not due until the end of the week.

Discussion followed on the football squares pool promotion to be held at the Lodge on Super Bowl Sunday. Director Kelley previously contacted Deputy Chief of Enforcement Dunn from the Liquor Commission to confirm that this promotion is allowed in New Hampshire as long as there is no cost to the public to participate. On a motion by Commissioner Streeter, seconded by Commissioner Leary and unanimously voted to place item on file.

It was agreed that the work session on GOC rules would remain tabled at this time.

Under Old Business:

- ❖ Legal Coordinator Saia reviewed the contract language with the University of Florida Racing Laboratory. If there are no samples submitted by the tracks to the University this year (due to no live racing occurring), there will be no charges incurred. On a motion by Commissioner Gatsas, seconded by Commissioner Presby and unanimously voted to renew the contract with the University of Florida for another year subject to the same terms as the last contract. This item must go through Governor and Council for approval.

Under New Business:

- ❖ Mr. Newman reported on Quebec Lottery's bingo product, Bingo Mundo, which he would like to investigate further for possible use in New Hampshire. Discussion ensued. On a motion by Commissioner Gatsas, seconded by Commissioner Streeter and unanimously voted to invite representatives of the Quebec Lottery to come to the Commission and provide a demonstration of this product.
- ❖ Chairman Connors announced that Commissioner Gatsas was approved by Governor and Council to serve another three-year term on the Commission.

Discussion followed on the 2010 Legislative summary. Director Kelley provided an update on the following bills:

- SB 367 – some language and housekeeping issues need to be resolved. Mr. Callahan, Mr. Newman and Mr. Roberts will meet with Director Kelley on Friday to determine appropriate response. Next hearing is scheduled for February 8<sup>th</sup>. The position of the Commission on this bill: support.
- HB 1297 – to subcommittee. There is some interest in the Legislature to provide some funding for live horse racing. Director Kelley was asked to address the Legislature on the economic impact live racing brings to the state and the potential economic impact if there will be no live racing. Track representatives agreed to provide Director Kelley with data on same. The position of the Commission on this bill: Defeat or amend the bill to allow funding for live racing as in years past.
- LSR 2709 – no text yet (allow historical racing). The position of the Commission on this LSR: support. Historical racing not seen as expanded gambling and falls under the pari-mutuel tote.
- HB 1354 – on hold for two weeks.
- HB 1460 – voted to send bill to interim study. The position of the Commission on this bill: support.
- HB 1594 – repeals tax on gambling winnings. The position of the Commission on this bill: support.

- CACR 24 – informational only.
- HB 1678 – in subcommittee. Currently, no hotels in NH meet the requirements. Position of the Commission on this bill: if it passes, this Commission will have the oversight authority.
- LSR 2880 – no text yet. Still drafting. The position of the Commission on this bill: support. Request purses in New Hampshire be equal to purses in Pennsylvania.
- HB 630 – Mr. Newman of Belmont and Ms. Keelan of Seabrook oppose this bill. The position of the Commission on this bill: oppose the bill and support the tracks.
- HB 1475 – indoor smoking. The Commission took no position on this bill.

At 12:10 p.m., on a motion by Commissioner Urban, seconded by Commissioner Leary and by a unanimous roll call vote the Commission voted to adjourn the regular meeting, and go into non-public session.

Connors	-	Yes
Leary	-	Yes
Gatsas	-	Yes
Presby	-	Yes
Streeter	-	Yes
Urban	-	Yes

At 12:55 p.m., on a motion by Commissioner Urban, seconded by Commissioner Streeter and by a unanimous roll call vote the Commission voted to come out of the non-public session and to permanently seal the non-public minutes.

Connors	-	Yes
Leary	-	Yes
Gatsas	-	Yes
Presby	-	Yes
Streeter	-	Yes
Urban	-	Yes

The next Commission meeting is scheduled for Tuesday, February 23, 2010 in Concord beginning at 11:00 a.m.

The Chairman closed the public meeting at 1:00 p.m.

Respectfully Submitted,

Warren W. Leary, Jr.  
Secretary